G. R. S. 58]

Revenue

1922

(Mysore)

Previous references.
Mag. /E 3-1-1-1

File No. 247-22
Serial Nos. 1—10

Later references
Mag 247-24-1-2
123-25-1-2

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 10

Part B for May 1925

SUBJECT

Petition from Mr H. V. Rangaswamy of Hosoor praying that on a reconsideration of the Govt. order dated 11.5.192 the Dharmadaya lands reduced to the late Krishnaappaji Chattram be continued to him on survey assessment.

No. 1590 dated 4.5.1925.

To the Mag. Comr.

The lands may be continued to the petitioner on full assessment on cattam conditions —

GENERAL AND REVENUE SECRETARIAT.

(Inwards

NOTES.

File No. 247-22

FILE HEADING.

Resumption of Dharmadaya Cases endowed to the late Krishnappa's Chattram at Hassan.

From

H. V. Rangaswami, Advocate and Applicant on the other hand.

No. Petition Dated 27-11-22 Received

Diary No.	Enclos. — Spare Copies. —	Serial No.
1221		

BRIEF ABSTRACT OF LETTER.

Prays that he may be declined to G.O. No. 632-22 [illegible]

NOTES AND ORDERS.

A

Inwd. D. No. 183-19 on the subject is submitted the facts of the case are noted in the office-note of the Collection. In G.O. No. 632-22 dated 11-5-1922 it was

NOTES—First Sheet.

Serial No.

to the conditions of the inam grant, and left the chattrams in a dilapidated condition. The Ag. Emin. recommended for recovering the Dharmasana Lands for Govt. and to abolish the chattrams for the maintenance of the Mosque &c.

A.

2) Mr Ranga Swamy, Proprietor has put in a representation wherein he states that neither the site of the chattram nor the Dharmadaya Lands belong to Govt. but the chattram is hereditary which Govt. can only direct that of endowing the assessment to be fixed on the Dharmadaya Lands, and prays that the chattram may be restored to him & the assessment recommended may not be imposed on the chattram site.

B

3) The Board is of opinion

NOTE—Contn. sheet.

Revenue riat. | File No. of 19

Serial No.

4) The petr. may be heard & the Mag. Dist. Jhansi may be asked to

RG
1/12/22

5) Yes, though an order has been passed by Govt. there is no objection to the Magn. Commr. holding an enquiry and passing such orders as he may deem fit. If he may make a reference to Govt. the petition may be forwarded to Govt.
Finn
Food Member) UJ 1/12/22

4669-161
6-12-22

6) The petition may be transferred to the M.C. for an enquiry & submission of report, with his recommendations, if any. As the petition is one for revision of G.O. further orders can be passed only by Govt.

Rec
8.12.22 - UJ 8/12/22

7) Draft Forwarded
A.D.
7-12-1922

RG
11/12/22

8) Seen
UJ 11/12/22

NOTE—Contn. sheet

General and Revenue Secretariat.

Mer File No. 247 of 19 22

Serial No.	
2	No. 1896 of 13/11/1922 the Asst. Comm. forwards the petition and enquiry and report
3	Thimmi, Puttathammamma and others residents of Hassan. Petition undated. Complain that the materials belonging to Hassan Krishnappa's choultry have been removed by Mr H.V. Rangaswami, that shops have been constructed on a portion of the chattram site, and that the income of the Dharmadaya lands is being misappropriated by him.
A,	
D. 1770	
	9/Peman's order:— Govt cannot interfere. In the connection, make enquiries about the loans referred to— Govt through D.C."
	Submitted with a Memo:
	M 29-3-23 29/3/23
4	M 25-4 Mer. Comm

NOTE—Contn. sheet.

G. R. S. III-2,

General and Revenue Secretariat.

W3

1720

File No. 247 of 1922

Serial No.

For the petn. and Calls for the report-abstract Calls for.

1 to 5 From, the Inspr. Genl. Letter no. C. 875 Dt 27-10-23. Reports that no new grounds have been urged for a re-consideration of the orders already passed, and that there is no reason to allow the Representatives of the donee to enjoy the land on payment of full assessment.

11) The Insp. Genl's letter explains the facts of the case.

12) As regards the petitioners' contentions that neither the sites of the chattram nor the Dharmadaya land belong to Govt. and that the utmost penalty which Govt. can inflict is that of ordering full assessment to be paid on the Dharmadaya land, the Insp. Genl. states that the contentions are wholly untenable.

Submit for orders.

6/11/23. 6/11/23

ntn. sheet.

Muzrai Secretariat | Muz. File No. 47 of 1922

Serial No.

13) Please call for a copy of the D.C's letter of 13th Sept

12.11.23.

14) Please see the D.C's letter dated the 13th September 1923 Recd herewith D.

13.11.23

15) The D.C. has in his letter of 13th Sept 1923. (Ex D) rebutted every one of the points urged by Mr. Rangaswami. He also Thinks that there is no reason to reconsider the order. The question of depends upon the interpretation put on the Sanad of 1883.

13.11.23

14/4/13

16) As per D.C's letter dated 12th Sept 1923 Ex 2 Inam lands in the enclosure in 1883 in the file. As per D.C. Please forward

17) As per D.C's letter dated 21-5-24 Inam grant & in Archakam & Mirasdars. the address on the enclosure

18) Also please note of the Inam lands in the file above with the records in the file above present market value

NOTE—Contn. sheet

WD 0561—GPB—3750—1-8-22

Muzrai Secretariat | Muz. File No. 247 of 1922

Serial No.

19) Copies of the undermentioned orders are available in the records: —

~~29 H~~ (1) G.O. Dy 2-9-1885 (79 C)

~~29 G~~ (2) Do Dy 31-5-1894. (79 G)

As regards the market-value of the Dharmadaya lands, it is submitted that no information is available in the records.

Submitted with a DO for approval or orders.

AL 11/2/24

13 2.24

360/14 2 24

20) Two members.

21)

NOTE—Contn. sheet

WD 0561—GPB—3750—1 8/23

Muzrai Secretariat | Muz. File No. 247 of 1922

Serial No.	
6	To the Muzrai Comm^r. No. 1223 d. 10-3-24. Requests him to ascertain & report the present market value of the lands in question.
Sus	
7.	From, The Muzrai com^r, Letter no. C. 875 Dy 26.4.24. Reports that the lands in question are worth Rs 860/ according to the present market rate.
	22) The Govt orders of 1885 and 1894 which had been previously received with the records of the Muz. Com^r's. Office, have not been received.
	23) Submits with a DO. to the Muz. Com^r AG 30.4.24 30.4.24
	24) Issue
8.	To, the Muz. Com^r, Letter no. 1617 Dy 6-5-1924. Calls for [illegible]

NOTE—Contn. sheet

WD 0561—GPB—3750—1-8-22

Muzrai Secretariat | Muz. File No. 247 of 192 2

Serial No

Dy 2-9-1885 and 31-5-1896.

9. From, the Muz. Comr.
Letter no. C. 875 Dy 14.5.24.
Submits the orders refd.
to in the above.

S., Hy.

25) The S.Os. have flagged
Submr. for orders.
AG
21.5.24.

26) The point for orders is
the disposal of
the review petition

from Mr H.V. Rangasami,
praying for a re-consideration
of the S.O. directing the resump-
tion of the Dharmadaya land
belonging to the Lalé Krishnappa
chattram at Hassan.

Sd
22/5/24

27) The main Contention of Mr Rangaswami
is that the lands were granted to Krishnappa
and to the Chatram and that what was

NOTE—Contn sheet

WD 0561-GPB-3750—1 8 22

3/9
Recd

Muzrai Secretariat

Muz. File No. 217 of 1922

Serial No.

Ramlet Sri Chakram was only the assessment on the land. The order of 1881, in which the grant was made is flagged H, It will be seen therefrom that the land was given for the upkeep of the Chakram in unequivocal terms. This is further corroborated by the Inam Settlement- made in 1895 The Rangaswami quotes a Sannad of 1883 in support of his contention & says that the order under Review was passed Ex parte that he may be heard. As the Sannad of 1883 referred to is not available in the records now in the Inam Comm's office the Rangaswami may perhaps be given a date of hearing stating to produce the Sannad & any other documents he wants on the date of hearing.

23. 5.22.

27-5-22

Rev. Secy.

656/205

28) The case may be posted for hearing to 3rd inst & the party (Mr Rangaswamy) informed

3-9

WD 0561 - GPS- 3750-8.22

3-9

29)

A.V 3/9

Read with p 21

NOTE—Contn sheet

Muzrai
Secretariat

Muz. File No. 247 of 192 2

Serial No.

30) Def. notice submit
[illegible]
3.9

30) Issue
[illegible]
3 9 24.

(Case adjd. for hearing on the 4th nov. 1924.
Supplied with a copy of Indian case. Vol. XXXIV)

NOTE—Contn. sheet

WD 0561 - GPB—3750—1 S 22

Serial No.

32) Mr Srikantiah appearing on behalf of Mr H.V. Venkatarangiah was heard

33) The proceedings of the Assistant Commissioner, Channarayapatna in 1883

34) Also a book maintained by Krishnappa giving particulars of the Chavadi Inam

35) [illegible]

36) I have carefully gone through the records, considered the arguments advanced by Mr Srikantiah on behalf of the petitioner

37) It is clear from the records and also from the copy of the Sannad & Kaledaru, granted to Subbanna Krishnappa about the year 1883 that the Inam lands were granted free of assessment for the support of the Chavadi about the year 1883. The condition of the grant being that in the event of the Chavadi not being kept up properly and carried on the Govt might resume the grant of the lands. Apart from giving 6 months notice to the manager or to also to recover full assessment on the lands from the date of the breach of the condition of the grant.

That the Chavadi has since been abolished and the Govt was made over to Krishnappa about 1894 or so for being added on to the Chavadi and thus made available for use of travellers

File No. of 19

Serial No.	

NOTE—Contn. Sheet

Serial No.

38) The Chairman having been pressing maintenance ~~of the~~, the Inam lands assigned for the support are, according to the terms of their grant, not any liable to be the subject of fresh assessment but who liable to be resumed at first after giving 6 months notice to the party, The contention of Mr B V Rangarao that the lands cannot be resumed for the levy of fresh assessment should be recovered therein & under the terms of the grant cannot be transferred accepted.

39) As regards the old anchu house, building, as this was made over to the Archaka Mr Varadachariar and for his benefit added on to the Chatram and available for maintenance for the use of travellers, it would ~~be~~ revert to first on the failure of the terms of the grant to Mr Varadachariar; and AT Rangachariar for the Executive cannot interfere any claim on the part of Mr Varadachariar to the grant continuing in favour of his

40) The first having in their order of 11.5.22 sanctioned the recommendation for the resumption of the Inam lands & its utilization for the maintenance of the Anchu house, it is understood that the lands have been leased out of Anchu for a period of 5 years for an annual rent of Rs 100/187. While the

NOTE—Contr Sheet

Serial No.

resumption of the Inam lands as also to create
tenures & fix assessments justifiable & suitable
to the circumstances. The case
I think that it is not
desirable for Govt to undertake the management
of the Inam lands & the maintenance of the charities
from the income of the lands. The object of the
grant having failed, I consider it would be proper to adopt as regards the
lands under the Act to cancel the Inam tenure of the
lands & dispose of them by auction as Nirwar
or fully assessed lands. As regards the Ancient
houses, it may be made over
to the Municipality by auction as Inam
premises under some of the Municipality or Govt
or any private individual who may be willing to
take it up for conversion & maintaining it.
Public & municipal convenience is available from the use
of the premises. If no one is willing to
take it up on the above terms, it may be
sold by auction or given over to Govt for it
as a public building. I have the honor to submit
the proceedings connected for

(The Act Chairman having) (which) was
constructed (in Kurnool) (for the
support of which) (the Inam lands were granted)

(1) The D.C may be asked to take action
as the above Govt order & report the
action taken for Govt & Judiciary next.

(2) A proper order may be passed
up on the above Govt order for approval

In view of the fact that the lands have been in the possession of the grantees for about 40 years & have practically been improved by them at some expense, I think this is a proper case for reference to Govt for orders. The question will be whether Govt will be prepared to accept the D.C as fixed by the Inam Commissioner (or) to direct the D.C to re-assess the lands as per rules. In the latter case there will be difficulty in the former case the grantees will regard the lands as already granted to them & in the latter case they will be dissatisfied.

NOTE—Contn. Sheet

5/4/25

Muzrai Secretariat | Muz. File No. 267 of 1922.

Serial No.

43) PGR. Secretr.

M 6/141 25. 8.4.25

8.4.25

11-4 13.4.25

Rec'd 1/9/25

291/14.4

44) 27/4 28/4.

Issue 4.5

10 To the Muzrai Commr's. Mem. No. 15907. 4.5.25. g/c copy of G.O. directing the resumption of the Bhavanadaya Inam of the Archa Vigraha granted for the support of the Archa Vigraha granted for the support of the Archa Vigraha at Kanchanoor from Sri Kanchanoor's Chathram at Kanchanoor from Mr. T. Ramaswamy, Advocate & Pleader for the Inam Mirasi

13/4/25

NOTE—Contn. sheet

WD 0561 - GPB—3750—1 8 22

2350

Rev. 4
28.11.22

To,

REV. SECRETARIAT. 1227
MUZRAI
22-23

The Secretary to the Government of
His Highness the Maharaja of Mysore,
Revenue Department.

Sir,

GEN'L & REV. SEC'Y
28 NOV 1922

(With reference to the Order of Government in the Muzrai Department 6329-30/Enc. One file/Muz.183-19-10 dated 11th May 1922, of which I became aware only when the matter was being discussed with the Deputy Commissioner, may I beg your kind - permission to say a few words? I must with great respect, point out in the first place that the entire proceedings have not - been understood in their proper light by the authorities on - the spot and that they have obtained an ex-parte order from the Government on an insufficient and defective presentation of facts. The tenour of the Government order and representat - -ions made to the Government seem to imply that I have been misappropriating the income of the lands granted for the up- keep of a charitable institution! Nothing can be a grosser - travesty of the facts than this. They also imply that I am neglecting the amenities of my grandfather and that by their threats of resumption, I am to be taught lesson. I beg - respectfully to protest against these gross and libellous insi- -nuations by whomsoever made. To my requisition of a tele- -gram by land to my agent of date he-elf/ve to the - Amildar, Nanjan, I am still waiting for reply. The local auth- orities are still to reply to the letter sent from the - Archaka was given to my grandfather, but in the hand- over act conditions were given for upkeep. So the Government would be entitled to resume my lands, that have been ear- -marked for such upkeep? As regards our children's lands, I have - already intimated that I am prepared to forego the rent in - lieu of full assessment as may be claimed. So I offer to the - Government whether they will agree to my taking over the - Chatram with the lands as an hereditary charge

so, no reply is yet forthcoming. But on 14-6-32, the Deputy - Commissioner has passed an order with - out apparently considering several of these aspects of the case and prejudicial -ly to me and the interests of a family institution I have so much at heart, to the effect that there is no doubt that" what was granted was the lands and what is ordered to be - etis - those lands."

As regards keeping the whole matter in proper perspective, my position has already been explained in my letter dated 21st. February last and of subsequent dates. (Note:- As admitted by the - Deputy Commissioner I have spent more than Rs.1,000/- for its - improvement and it is now available for the travellers.)

The whole situation is briefly this.

My grandfather the late [illegible] got the land - mentioned herein from the Government of the day," in consideration - -tion of this having country of a public institution and agreed to throw it open for the free and un-re-stricted use of all classes of native travellers other than Chamcas and - Moleyers rent free and it was never declared that the said lands shall be continued for ever free of all claim on the part of Government, nor rent or land revenue or any part of such annual or other dues for local improvements or the like, to whomsoever shall from time to time be the lawful owner of the said custom."

Three conditions to the grant were, however, there, viz.(1) No diversion permanently or temporarily to other use of the charitable institution (Government permission).

(2) No change or modification of the purpose for which the chatrum has been given.

(3) Maintenance of the entire building in good order. In default - -ver from, change or modification, the whole custom will - -to the Government, should order it fit, and Government is entitled to manage or to resume the grant, and to appropriate the lands and to the payment to Government of full assessment.

&. The Samaj has duly discharged the above conditions - Chamarajendra, Esquire.

(2) to my otherwise failing to comply with the terms of the grant.

Note:- (No detailed heads of charge in this particular.)

(3) To my living in the chatram remises(which it is respectfully submitted is not correct)

(4) to Anche house attached to the chatram buildings

Note:- (though this is not so known as referred to in the Schedule of Bequeathed rights.)

(5) that I should like the other available chattrams to travellors (Note:- the suggestion is that the chattram is not restricted to travellors only, but is for the and as such is disregardation of fate made the - - electrum the official on the ot)

(6) that I reserved the roofing of the chattram and the - site should be at the disposal of the overseer (Note:) the best to be erected in the overseer a house overlooked the object to the of the chattram to do with the plan of the chattram or the site of the - chatram itself, and (7) be for to testator's recommendation the whole the first to the small block of the - chattram in dilapidated condition and that the repairs would cost as much as it becomes noble and so would a ger to hire the roofing of the property is removed. The other blocks are being used by the travellors without restriction of caste or creed.)

(7) That the Deficiency should be made to overn- -ment (Note:- The Schedule contemplates levy of the - settlement and the plan of the of the schedule movement order cannot be supported to the end).

I am directed to state that the order of the - Government, passed when [illegible] to be of such - to me of such magnitude, that I have failed to ex[illegible] conditions of the gift, are left the [illegible] donation and that under the circumstances, [illegible] - lumps would be required to Government [illegible] - -ce would be utilised. [illegible] be of the A[illegible] which has [illegible]

obtained above passed without jurisdiction and not maintainable.

The Deputy Commissioner now calls for report for keeping the Anche House in proper condition and applies the - - resumption of the Amarmaya lands. [illegible] respectfully submit in this connection that neither the site of the [illegible] a portion of the land in question [illegible] portion [illegible] the Amarmaya lands belonging to Government and that [illegible] Under [illegible] [illegible] or otherwise [illegible] Amarmaya lands.

Therefore, [illegible] closed, [illegible] to cancel it [illegible] obviously ultra vires and direct its subordinate officers to restore the - [illegible] to [illegible] recover only the [illegible] the [illegible].

[illegible],

Sir,

[illegible]

H.K. Ramaswami

[illegible] Director of the [illegible]

Muz 4]

SUBJECT ....

Diary No. of letter replied to 12

Section Muz-24

File No.

Serial No. 2

Muzrai Secretariat

( )

, *the* 192 .

No. 1891
Dcs

To

Date of issue 13.12.22 The Muzrai Comr

Signed by Mr. T. E. Jaya Sir,

Admitting to Govt Pro
No. 6329-30 / Muz. 183-19-10
Dy 11-5-1922 Sanctioning the
Hassan Dy. Commissioner's
recommendation in the matter
of the resumption of the
Dharmadaya cicuru land
enclosed to the Cos
chattram at

for failure of the object
of the inam grant,
I am directed to forward
herewith for favour of
enquiry and submission
& report with your
recommendation ~~if any~~,
petition regd no 1221
from Mr A. V. Ranga Swami,
proprietor of the
chatram, praying
that on a re-consideration
of the foregoing order
the Dharmadaya land
in question may be
continued to him on
Survey assessment.

I have &c.

Sd/- Rec- Secretary

11/12/22

List of enclosures

Copied by

Examined by

WD0561- G1H-2500-27-7-22

1770

Govt. cannot interfere.
In this connection make
inquiries about me ~~from~~ through D.C.
assumed to Govt

ఆజ్ఞ

Muz 4]

SUBJECT.....

Diary No. of letter replied to 1770

Section muz
File No. 27-22
Serial No. 4

Muzrai Secretariat
( )
, the 192

No. 25-74 dee

Date of issue 21-3-23

To The Muz. Comm

Signed by M T E Ayyangar,

In canty of this office Letter no. 1896 dy (the Inspector of Estates and Endowments) 13-12-1922, calling for a report on the review petition of Mr B. V Rangasami re the Dharmadaya lands attached to the [illegible]

180
2267
2498

Date
10 2/23
10 3/23.

Shanppa's chattram.
at Hassan, I am
directed to forward herewith
petition no. 1490 from
Puttathamanna and certain
other residents of Hassan
complaining [illegible] that the materials of the chattram have been removed by Mr. H.V. Ranganathayya and that the income of the Dharmadaya lands is being misappropriated by him &c
and to request that the
Rules of the report called for
may be expedited
by return.

11/29/17

29.3.23

List of enclosures.

Copied by

Examined by

WD 0563—GPB—2,500—27-7 22

FICE OF THE EVENUE OMMISSIONER
IN MYSORE.

No C875 4 22-5 Camp Mysore, 21st October 1923.

FROM

K. Chandy, Esq., B.A.,
& Muzrai
Revenue Commissioner in Mysore.

GEN. & REV. SECRETARIAT. MUZRAI

To

The Secretary to the Government of
His Highness the Maharaja of Mysore,
R e v e n u e *Department.*

SIR,

With reference to your letter No.1896/M.F.247-22-2 dated 13th December 1922, forwarding for report the review petition of Mr. H.V. Rangasami, praying that the Dharmadaya lands endowed to the late Krishnappa's Chattram at Hassan may be continued to him on survey assessment, I have the honour to forward herewith correspondence ending with letter No.H.C.321-22 dated 3rd October 1923 from the Deputy Commissioner, Hassan District, submitting a report in the matter.

2. The Deputy Commissioner's letter of the 13th September 1923 is sufficiently explanatory and meets the allegations made in the review petition of Mr. H.V. Rangasami.

3. The allegations made by him about the Ex parte nature of the orders passed inthe case are rebutted by his own statements and the admissions previously made by him, and no new grounds have been urged for a reconsideration of the orders already passed.

From the copy of the Inam Register herewith submitted it will be seen that the lands are Dharmadaya inam lands granted for the upkeep of the Chattram and not for the personal benefit of the Founder or of his successors. The contention advanced by Mr.Rangasami that "neither the sites of the Chattram nor the Dharmadaya

R. C. 4.

From

K. Chandy, Esq., B.A.,
& Muzrai
Revenue Commissioner in Mysore

To

The Secretary to the Government of
H. H. the Maharaja of Mysore,
Revenue *Department.*

Dated 21st October 1923

Despatched

Received

General No. C 8754

Enclosure No.

SUBJECT.

Reporting on the review petition of Mr. H.V.Rangasami, praying that the Dharmadaya lands endowed to the late Krishnappa's Chattram at Hassan may be continued to him on survey assessment.

---

lands belong to Government and that the utmost-penalty which it is within their competence to inflict is that of ordering full assessment to be paid on the Dharmadaya lands" is wholly untenable.

I am of opinion that the enjoyment of the inams endowed to institutions and the efficient conduct of the stipulated charities therein are inseparable conditions of the grant and that a manager cannot be exonerated from his responsibility to keep the institution and services therein in an efficient condition, simply because he agrees to pay the survey assessment on the lands instead of a small jodi and the entire cost of services.

The interpretation put upon by the Deputy Commissioner to the effect that what was granted was the lands and what is ordered to be resumed is these lands seems to me to be correct.

4. The temple on the premises formed no part of the origin foundation and Mr. H.V. Rangasami cannot therefore succeed in his attempt to shoulder the responsibility of its future maintenance on Government, as no portion of the income from the lands endowed to the Chattram can be diverted for other purposes not in keeping with the original grant.

5. For these reasons, I am in agreement with the Deputy Commissioner in thinking that there is no reason to allow the representatives of the donor to enjoy the lands on payment of full assessment. The orders already passed may therefore be allowed to stand.

6. The connected file of vernacular papers is submitted for reference and kind return.

I have the honour to be,

Sir,

Your most obedient servant,

Muzrai Commissioner.

BR.

Muz 4]

SUBJECT .....

.....

.....

Diary No. of letter replied to _____

Muzrai Secretariat

( )

, *the* 192 .

Date of issue 10.3.24

Signed by M.T. Ramaya

Section Muz.

File No. 247-22.

Serial No. 6.

No. 1223

two files rone petn

To

The Muzrai Comr.

S.C.,

Adverting to your letter no. C.875 dy 27th oct. 1923 reporting on the review-application of Mr. H. V. Ranga Sastri praying that the Dharmadaya Lands endowed to the late Krishnappai

over.

Chattar

al Hassan may be
continued to him on
survey assessment,
I am directed to
request that you will be
so good as to report
the present market value of
the lands in question.
2/ The records are
herewith returned for
ref. & re-delivery.

I have &c.

5/5 2 &c

List of enclosures

13 2.24

Rev. Secretary.

Copied by

Examined by

WD 0563—GPB—2,500—27 7 22

38563

C 875/22-23 Office of the Muzrai Commissioner in Mysore.

Encl. one file

Dated Bangalore, 26th April 1924.

From

Mzg. 247-22-7.

K. Chardy, Esquire., B.A.,

Muzrai Commissioner in Mysore,

Bangalore.

28 APR 1924 MUZRAI

Dw. 2119

To

M. V. Anantaraman, Esquire., B.A.,

Secretary to the Government of

His Highness the Maharaja of Mysore,

Revenue Department.

Sir,

With reference to your letter No.1233/R.F.247-22-6 dated 10th March 1924, re inam lands endowed to Krishnaji's Chattram at Hassan, I have the honor to forward herewith copy of letter No.H.C.321-23/ dated 21st April 1924 from the Deputy Commissioner Hassan District, reporting that the lands in question are worth Rs.660/- according to the present market rate.

2. The records are enclosed.

I have the honor to be,

Sir,

Your most obedient servant,

K Chardy

Muzrai Commissioner.

BMC

Letter No.H.C.321-23/ dated 21st April 1924 from the Dept. Commissioner, Hassan District to the Huzrai Commissioner of Mysore.

"In reply to your letter No.C.875/22-23 dated 15th March 1924 forwarding a copy of Revenue Secretary's letter No.1223/R.F.247-23-6 dated 10th March 1924 calling for a report re: the present market -- value of the Dharmadaya lands endowed to the late Krishnappas ----- Chattram at Hassan, I have the honor to state that the Hassan Sub -- Division Officer reports in his No.126-22/H.C.dated 14th April 1924 that the present market value of the inam lands measuring 77 acres 38 guntas is Rs.860/-.

The file of records received with your letter under reply is herewith sent."

"Copy"

For Huzrai Commissioner 26/4/24

PSK

Muz 4]

SUBJECT .....

Diary No. of letter replied to _____

Section Muzg.
File No. 29 T-22.
Serial No. 8.

Muzrai Secretariat
( )
, the 192

No. 1612

To

Date of issue 6.5.24

The Muz Comr

Signed by M T Ramaiya

Sir,

Adverting to your letter no. C. 875/22-23 dt 26-4-24 reporting on the market value of the inam lands endowed to Krishnappa's chattram at Hassan, I am directed to request that you will be so good as to send up the files of proceedings

pertaining to Govt Office
copies of
containing the G.Os. of
2-9-1885 and 31-5-1894
on the subject.
(2) The Govt records
are retained in this
Office.

I have the
honour to be
Sir,
Your most obedient
servant,
Sd/- Illegible
Secretary
30/4/24

List of enclosures.

Copied by

Examined by

WD 0563– GPB—2,500—27 7 22

35370

C 875 9-22-a
Muzfile

Office of the Muzrai Commissioner in Mysore.

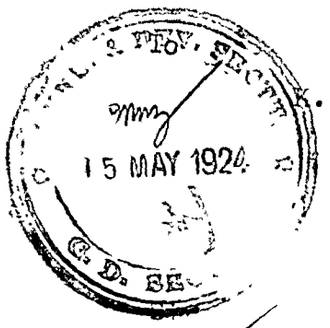
Dated Bangalore, 14th May 1924.

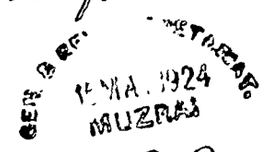
From

K. Chandy, Esquire., B.A., Muz.247-22-9.

Muzrai Commissioner in Mysore,

Bangalore.





Dn 2211

Muz. 247-22-9

To

K. V. Anantaraman, Esquire., B.A.,

Secretary to the Government of

His Highness the Maharaja of Mysore,

Revenue Department.

With reference to your letter No.1612/M.F.247-22-8 dated 6th - May 1924, regarding the inam lands endowed to Krishnappas' chattram at Hassan, I have the honor to forward herewith the file of papers ending with Hassan Deputy Commissioners letter dated 3rd October 1923 bearing on the subject.

I have the honor to be,

Sir,

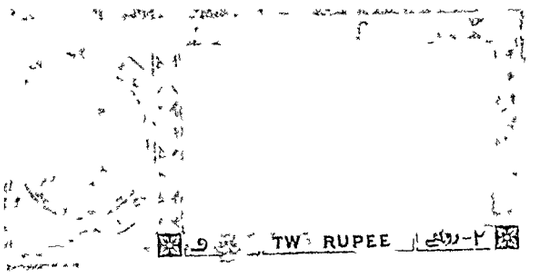
Your most obedient servant,

K Chandy

Muzrai Commissioner.

BK

KSR.



ಕೆಳಕಂಡ ಕಕ್ಷಿಗಳು ಮೇಲಿನ ಜಿಲ್ಲಾ ಕೋರ್ಟಿಗೆ

192 4 —192 5 ನೇ ಇಸವಿ ನಂಬರು

ವಾದಿ ಪ್ರತಿವಾದಿ

M. N. V. Ramaswamy

S. Srikantaiya

ಮಾ|| ರಾ|| ಅಡ್ವೋಕೇಟ್ ಹೆಜ್ಜಾಜಿ ವೆಂಕಟಸುಬ್ಬಯ್ಯನವರಿಗೆ

ಒರಸಿಕೊಟ್ಟ ವಕಾಲತ್ ನಾಮ

ಮೇಲ್ಕಂಡ ನಂಬರ್ ಮೊಖದ್ದಮೆಯಲ್ಲಿ ತಾವು ನನ್ನ ಪರವಾಗಿ ಕೋರ್ಟಿಗೆ ಹಾಜರಾಗಿ ವಿವಾದಿಸಿ ಫೈಸಲ್ ಹೊಂದುವುದಕ್ಕೂ, ಈ ಮೊಖದ್ದಮೆಗೆ ಸಂಬಂಧಪಟ್ಟ ವಿಶಿಷ್ಟ ನಡವಳಿಕೆಗಳ ವಿಷಯದಲ್ಲೂ ಅರ್ಜಿ ವಗೈರೆ ಕೊಡುವುದಕ್ಕೂ, ಕೋರ್ಟಿನಿಂದ ನನಿಗೆ ಸಲ್ಲತಕ್ಕ ಡಿಕ್ರಿವೊಬಲಗು ಶಿಲ್ಕು ವೊಬಲಗು ಸಹಾ ಪಡೆದುಕೊಂಡು ರಶೀತಿ ಕೊಡುವುದಕ್ಕೂ ಕೋರ್ಟಿನಿಂದ ನನಿಗಾಗಿ ವಾಪಸು ಆಗುವ ದಾವಾಸ್ಟ್ಯಾಂಪು ಪ್ರೋಸೆಸ್‌ಸ್ಟ್ಯಾಂಪು ಸಹಾ ಪಡೆದುಕೊಳ್ಳುವುದಕ್ಕೂ ಮತ್ತು ನನ್ನ ಬಾಬತು ವಿಶಿಷ್ಟ ದಸ್ತೈವೇಜು ವಗೈರೆಗಳನ್ನು ಕೋರ್ಟಿನಿಂದ ವಾಪಸು ತೆಗೆದುಕೊಳ್ಳುವುದಕ್ಕೂ, ಜಾರಿ ಮೊಖದ್ದಮೆಗಳನ್ನು ನಡಿಸುವುದಕ್ಕೂ, ಸಹಾ ಈ ಮೂಲಕ ತಮಿಗೆ ಅಧಿಕಾರಕೊಟ್ಟಿರುತ್ತೀನಿ ಈ ವಿಷಯದಲ್ಲಿ ತಾವಾಗಲಿ ಅಥವಾ ತಮಿಗೋಸ್ಕರ ಮತ್ಯಾವ ಆಯಾರಾಗಲಿ ನಡಿಸುವ ಕೆಲಸಗಳನ್ನೆಲ್ಲಾ ನಾನು ಖುದ್ದ ಇದ್ದು ನಡಿಸಿದಂತೆ ಒಪ್ಪಲು ಇದರಿಂದ ಬದ್ಧನಾಗಿದ್ದೇನೆ.

ತಾರೀಖು ರುಜು

M. N. Ramaswamy

S. Srikantaiya

ನನಗೆ ಪರಿಚಯಸ್ತನಾಗಿ ನನ್ನ ಹಮಾಜ್ಞನು ರುಜು ಮಾಡಿರುವದ್ದರಿಂದ ಸರ್ಟಿಫೈ ಮಾಡಿದ್ದೇನೆ

13-9-24

ಒಪ್ಪಿಕೊಂಡೇನೆ

S. Srikantaiya

Before the Government of His Highness the Maharaja of Mysore.

APPEAL No. *OF*

APPELLANT ~~Petr~~ *Per* ✓ *vs.* ~~RESPONDENT~~

Mr. H. V. Rangasamy
of Hassan.

SUBJECT.

Review application, praying that
on a re-consideration of G.O. No 632930
dy 11. 5. 1922, the Dharmadaya land
endowed by the late Krishnappa
Chetram at Hassan, may be
continued to him on Survey
assessment.

The case was heard on
4th November 1924 by Mr.
Srikantiah, appearing on behalf
of Mr. H. V Rangaswamy, ~~was~~
heard.

A737

Decision.

GENERAL AND REVENUE SECRETARIAT.

(Continuation sheet draft form.)

It is clear from the records as also from the copy produced by the petitioner himself of the Sanad or title deed granted to Mr. Hasran Krishnappa about the year 1883, that the Inam lands were granted free of assessment for the support of the chattram about the year 1883, the condition of the grant being that in the event of the Chattram not being properly maintained the Govt. might ~~(a)~~ resume the ~~the~~ grant of the lands after giving 6 months notice to the Manager and ~~he~~ also recover full assessment on the lands from the date of the breach of ~~any of~~ the condition ~~of the land~~, &

(ii) that the old Anche house which belong to Govt. was made over to Krishnappa about 1894 for being added on to the chattram and made available for use of travellers.

2. The chattram not having been properly maintained the Inam lands assigned for its support are, according to the terms of the grant, not only liable to be subjected to the full assessment, but also liable to be resumed to Govt. after giving 6 months' notice to the party. The contention of Mr. H.V. Rangaswamy the lands cannot be resumed to Government but that only full assessment should be recovered thereon under the terms of the grant cannot be therefore accepted.

3. As regards the old Anche house building it was made over to the late Mr. Krishnappa not for his private use but for being added on to the chattram and maintained for the use of travellers, it must revert to Govt. on failure of the terms of its grant to Mr. Krishnappa and the Govt. cannot recognise any claim on the part of Mr. H.V. Rangaswamy for continuing in possession of it.

4. The Govt. having in their order dated 11-5-1922 sanctioned the D.C's recommendation for the resumption of the Inam lands and utilisation of the income therefrom for the maintenance of the Anche house, it is understood that the lease of the lands have been sold by auction for a period of five years for an annual rent of Rs. 100-15-0. While the resumption of the Inam lands as also the Anche house to Govt. are quite justifiable and in order in the circumstances of the case, Govt. do not consider it desirable to undertake themselves the management of the Inam lands and the maintenance of the chattram from the income of the lands. The object of the grant having failed, Govt. consider that the best course to adopt in respect of the lands will be to cancel the Inam tenure and dispose of them by auction or otherwise as fully assessed lands. In view of the fact that the lands have been in the possession of the grantee's family for about 40 years and

R. S. G/33]

GENERAL AND REVENUE SECRETARIAT.

(Continuation sheet draft form.)

have probably been improved by them at some expense Govt. consider, ~~there~~ as a measure of equity, that they may be continued to Mr. H.V. Rangaswamy on full assessment, if he is willing to pay half the present market value (which is estimated by the Deputy Commissioner at Rs.800 In case he is not willing to pay this amount, the lands may be disposed of by auction. Action may be taken for the disposal of the lands as above immediately if there is no difficulty in the termination of the lease already granted in respect of these lands. Otherwise the sale of the lands may be given effect to at the expiry of the lease the cancellation of the Inam tenure being, however, effected at once so that full assessment may be recovered on the lands and credited to Govt.

5. As regards the Anche-house it may be made over to the Municipality or District Board or any private individual who may be willing to take it up on condition of maintaining it properly and making it available for the use of travellers If no one is willing to take it up on the above terms, it may be sold by auction or given over to Mr. H.V. Rangaswamy on a proper valuation if he is agreeable to it, and the proceeds credited to Govt.

1590 Encumbrance

Accts. 247-22-108 4.5.12

Copy to the Dang. Com
with the record received
with his letter no. C.875
of 14th May 1924 with a request
that the Dig. Comr may be
asked to take action on
the above line & submit
a report of the action
taken by the end of July 1925.

B.O.

8.4.25

11.4

D/A) Rest Secretary

7/4/25

7c
7/4

Put as usual
7.4.25

Muz. 21]

Before the Government of His Highness the Maharaja of Mysore.

Appeal No. of

~~Appellant~~ Vs ~~Respondent~~

Petitioner.

Mr. H.V. Rangasamy of Hassan.

Subject.

Review application of the petitioner praying that on a r consideration of Government Order No. 6329-30 dated the 11th Ma 1922, the Dharmadaya lands endowed to the late Krishnappa's chattram at Hassan, may be continued to him on Survey assessment.

The case was heard on 4th November 1924, Mr. Crikantiah appearing on behalf of Mr. H.V. Rangasamy.

D E C I S I O N .

It is clear from the records as also from the copy produced by the petitioner himself of the Sannad or title deed granted to Mr. Hassan Krishnappa about the year 1883 (i) that the Inam lands were granted free of assessment for the support of the chattram about the year 1883, the condition of the grant being that in the event of the chattram not being properly maintained the Government might resume the grant of the lands after giving 6 months' notice to the Manager and also recover full assessment on the lands fro

WD0580—GPB—250—10-8 22

the date of the breach of the condition and (ii) that the old Anche-house which belonged to Government was made over to Krishnappa about 1894 for being added on to the chattram and made available for the use of travellers.

2. The chattram not having been properly maintained, the Inam lands assigned for its support are, according to the terms of the grant, not only liable to be subjected to the full assessment, but also liable to be resumed to Government after giving six months' notice to the party. The contention of Mr. H.V. Rangasamy that the lands cannot be resumed to Government but that only full assessment should be recovered thereon under the terms of the grant cannot be therefore accepted.

3. As regards the old Anche-house it was made over to the late Mr. Krishnappa not for his private use but for being added on to the chattram and maintained for the use of travellers. It must therefore revert to Government on failure to keep up to the terms of its grant to Mr. Krishnappa, and Government cannot recognise any claim on the part of Mr. H.V. Rangasamy for continuing in possession of it.

4. Government having in their order No. 6329-30/Muz.183-19 dated the 11th May 1922 sanctioned the Deputy Commissioner's recommendation for the resumption of the Inam lands and the utilisation of the income therefrom for the maintenance of the Anche-house, it is understood that the lease of the lands has been sold by auction for a period of five years for an annual rent of --- Rs. 100-15-0. While the resumption of the Inam lands as also the Anche-house to Government is quite justifiable and correct in the circumstances of the case, Government do not consider it desirable to undertake themselves the management of the Inam lands and the maintenance of the chattram from the income of the lands. The object of the grant having failed, Government consider that the best course to adopt in respect of the lands will be to cancel the Inam tenure and dispose of them by auction or otherwise as fully assessed lands. In view of the fact that the lands have

been

been in the possession of the grantee's family for about 40 years and have probably been improved by them at some expense Government consider, as a measure of equity, that they may be continued to Mr. H.V. Rangasamy on full assessment, if he is willing to pay half their present market value (which is estimated by the Deputy Commissioner at Rs. 860). In case he is not willing to pay this amount, the lands may be disposed of by auction. Action may be taken for the disposal of the lands as above immediately, if there is no difficulty in the termination of the lease already granted in respect of these lands. Otherwise the sale of the lands may be given effect to at the expiry of the lease, the cancellation of the Inam tenure being, however, effected at once so that full assessment may be recovered on the lands and credited to Government.

5. As regards the Anche-house it may be made over to the Municipality or District Board or any private individual who may be willing to take it up on condition of maintaining it properly and making it available for the use of travellers. If no one is willing to take it up on the above terms, it may be sold by auction, or given over to Mr. H.V. Rangasamy on a proper valuation if he is agreeable to it, and the proceeds credited to Government.

Memo No. dated, Bangalore, the M a y 1925.

Copy of the above is forwarded with compliments to the Muzrai Commissioner in Mysore with the records received with his letter No. C.875 dated the 14th May 1924 with a request that the Deputy Commissioner may be asked to take action on the above lines and submit a report of the action taken by the end of July 1925.

By order,

Secretary to Government,
Revenue Department.

C.R.G.3.